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DOCKET NO: CAT/29US-SCROCO
PRIOR DOCKET NO.: 7791-0087-25 CONT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:
MICHAEL C. SCROGGIE ET AL.

:GROUP: BOARD OF APPEALS

APPLICATION NUMBER: 09/401,939

: EXAMINER: GRAVINI, S

FILED: September 23, 1999

:

FOR: SYSTEM AND METHOD FOR PROVIDING SHOPPING AIDS AND INCENTIVES
TO CUSTOMERS THROUGH A COMPUTER NETWORK

37 CFR 1.192 APPEAL BRIEF NOTE -
IN RESPONSE TO DECISION ON PETITION MAILED 1/21/2004 ON
"RENEWED PETITION UNDER 37 CFR 1.181 TO REMOVE FINAL STATUS"

The Decision noted above states that "the evidence submitted in conjunction with the Appeal Brief *was entered and considered in drafting the Examiner's Answer* of Paper No. 21. Therefore the Petition is DISMISSED AS MOOT" in this regard." Emphasis supplied.

Accordingly, I wish the Panel to recognize that the evidence submitted with the Appeal Brief is admitted into the file. Therefore, I believe you should consider it in rendering your decision on appeal.

Respectfully Submitted,

Richard Neifeld, Attorney of Record
Registration No. 35,299

Printed: January 29, 2004

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